

REMARKS

After the foregoing amendment, claims 1 – 19 and 21 - 22 are currently pending in this application. Claims 1, 2, 6, 10, 17 and 22 are amended without prejudice. Applicant submits that no new matter is introduced into the application by these amendments.

Claim Rejections - 35 USC § 112, second paragraph

The Action rejects claims 1, 2, 6, 10, 17, and 19 and states that these claims are indefinite. Obviating amendments are made.

With respect to claim 1, the Action states that it “is also indefinite as to whether the powder would necessarily be the polyphosphate.” Applicant believes that the plain language of claim 1, as amended, is clear. In addition, the specification states that the final product is a powder:

Polymerisation is allowed to continue till almost complete, whereupon a dry, friable powdery material is formed. It is ground to a free flowing, non-hygroscopic product.

Specification, page 4. The specification also states that “the final product is a dry solid.” Id., page 6. In each context, it is clear that the final product is the dry powder polyphosphate bio-release molybdenum fertilizer.

Based on the foregoing, Applicant believes that the 35 U.S.C. § 112, second paragraph rejections are overcome and requests withdrawal of the same.

Claim Rejections - 35 USC § 112, first paragraph

The Action rejects claim 22 under the written description requirement. Obviating amendments are made.

Claim Objections

The Action objects to claim 17 and states that this dependent claim does not limit the scope of its parent claim; claim 1. Claim 1 does not state an order of addition of the reactants. Claim 17 recites “wherein all reactants are mixed together, and heated at a temperature range of 250-350°C till dry.” Based on the foregoing, Applicant believes that the objection is improper and request withdrawal of the same.

Applicant: Chandrika Varadachari
Application No.: 10/567,425

Conclusion

If the Examiner believes that any additional matters need to be addressed in order to place this application in condition for allowance, or that a telephone interview will help to advance the prosecution of this application, the Examiner is invited to contact the undersigned by telephone at the Examiner's convenience.

In view of the foregoing amendment and remarks, Applicant respectfully submits that the present application, including claims 1 – 19 and 21 – 22, is in condition for allowance and a notice to that effect is respectfully requested.

Respectfully submitted,

Chandrika Varadachari

By /Douglas J. Bucklin/
Douglas J. Bucklin
Registration No. 51,208

Volpe and Koenig, P.C.
United Plaza
30 South 17th Street
Philadelphia, PA 19103-4009
Telephone: (215) 568-6400
Facsimile: (215) 568-6499

DJB/dmp